

Territory of Kansas vs. Charles Robinson

[page 1]

George W. Taylor, being sworn, stated to gd jury, that he had seen at various times specimens of the Kansas Scrip, drawn in some thing like the following terms, "The State of Kansas stands pledged to pay the hearer &c" also that he had seen various persons accost Charles Robison as "Governor of State of Kansas, and had heard said Robison style himself, "Governor of the State of Kansas" John Curtes had declared himself ex officio, Governor of the "State of Kansas" and request a personal introduction to "Wilson Shannon" Governor of the "Territory of Kansas" Also that he had he and Jas [James] Lane say he had commanded 7 or 8 hundred men in Lawrence, with the determined purpose, to resist

[page 2]

the enforcement of the Territorial laws:

[text stricken through]

Wm. Hutchison being sworn, state that, he had resided in Lawrence for a year past, and that he had been present when, Reeder & Robison addressed, the people of Lawrence, congratulating them upon the arrival of S N Wood's corpse, *[text stricken through]* and also upon their importance *[text stricken through]* in the notion; from their central position and favourable circumstances generally, also that he had heard Charles Robison, offer a reward for the apprehension of the assassin of S J Jones, in Language such as the following "J. Charles Robison by virtue of authority, vested in me as Governor of the "State of Kansas" do &c &c", also that he had seen Robison sworn

[page 3]

also that he had seen Roberts sworn in as Lieutenant Governor, also that he had seen scrip *[text stricken through]* issued from the Executive office of the Territory of Kansas and he considered it, as redeemable by the "State of Kansas" & also that their was a volunteer company in Lawrence, which was not organized *[text stricken through]* or commissioned by any authority but that Governor Shannon, had recognized it as a part of the regular militia force of the Territory of Kansas, *[text stricken through]* that Charles Robison was "commander in chief" of this force: said force being designated "the first volunteer company of Kansas militia": that the committee (Robison[,] Balcock, Brown, Jenkins, JW Hutchison & others, of safety composed of ten men, was the

[page 4]

the source of power from which emanated all commissions military) also that the speech of Reeder with regard to the resolutions offered by him (murder) was correctly reported in the "Herald of Freedom"

[page 5]

United States of America, Territory of Kansas. } ss.

Second Judicial District,

The territory of Kansas to N Hutchison

We command you that you be and appear in your proper person before the Judge of the first District Court of the United States for the first Judicial District of the Territory of Kansas at the

Court House in Lecompton Fourteenth A. D. 1857, then and there to give evidence in a certain matter of controversy in said Court, depending between
The Territory of Kansas Plaintiff, and Chas' [Charles] Robinson Defendant on the part of the
[MS. illegible] And this do you under the penalty of the law.
Witness, [*text stricken through*] Chas' P Bullock, Clerk of said Court, and the seal thereof affixed
at office in Lecompton this 7 day of May A. D. 1857
Chas' P Bullock Clerk.
[MS. illegible] Deputy Clerk.

[page 6]
No 123
Territory of Kansas
Chas' Robinson
[MS. illegible]
N. Hutchison

[page 7]
123.
United States of America, Territory of Kansas, and Second Judicial District. } SS.
The United States of America and Territory of Kansas to George W Brown, Marcus J Parrott.
Greeting:
You are commanded to be and appear before the District Court of the United States and
Territory of Kansas, in and for the Second Judicial District of said Territory, at the Court House
in the city of Lecompton, on the 13th day of the May adjourned Term, on the 17th day of August
A. D. 1857, then and there to testify in a cause therein pending, wherein The Territory of Kansas
is Plaintiff, and Chas Robinson is Defendant, on the part of Plaintiff.
And hereof fail not under penalty of the law.
Issued this 14th day of August A. D. 1857
In Testimony Whereof - I, L. McArthur, Clerk of the Court aforesaid, subscribe my name
and affix the seal of said Court, at office in Lecompton, this 14th day of August A. D. 1857,
L McArthur, Clerk.

[page 8]
123.
Territory of Kansas
123. Chas vs } usurpation office subpoena
Chas Robinson

George W. Brown
M. J. Parrott.

Executed Augt. 17th 1857 by [MS. illegible] copy of [MS. illegible] at the office of G. W.
Brown.
J. M. Parrott in person
H. Butcher
Sheif [Sheriff] of LeC [Lecompton]

Filed August 18 1857
E.S. [MS. illegible] Deputy

[page 9]

123

United States of America, Territory of Kansas, and Second Judicial District. } SS.

The United States of America and Territory of Kansas to P Hutchinson Greeting:

You are commanded to be and appear before the District Court of the United States and Territory of Kansas, in and for the Second Judicial District of said Territory, at the Court House in the city of Lecompton, on the 13th day of the May adjourned Term, on the 17th day of August A. D. 1857, then and there to testify in a cause therein pending, wherein The Territory of Kansas is Plaintiff, and Charles Robinson is Defendant, on the part of Plaintiff.

And hereof fail not under penalty of the law.

Issued this 12th day of August A. D. 1857

In Testimony Whereof-I, L. McArthur, Clerk of the Court aforesaid, subscribe my name and affix the seal of said Court, at office in Lecompton, this 12th day of August A. D. 1857,
L McArthur, Clerk.

[page 10]

123.

Territory of Kansas

123. Chas vs } usurpation office subpoena

Chas Robinson

P Hutchinson

not in the Territory E.S. Dennis, U.S. Mr. [Marshal]

Aug. 13th 57

12, J.

Filed August 17th 1857

L McArthur Clerk.

[page 11]

United States of America.

123

County of 2nd Judicial Dist

The Territory of Kansas To L.E Dennis United States Marshal for the Territory of Kansas

Greeting;

We command you to take the body of Charles Robinson so that you have his body before the Judge of the District Court within the Second Judicial District, within the Territory of Kansas, on the first day of the next term thereof, which commences at Lecompton in said County of Douglas on the first Monday in August (3rd) next, then and there to answer a certain crime of with which Usurpation of office he stand indicted in our said Court, by the Grand Jury for the body of said County of 2nd Judicial Dist. Hereof fail not, and have you then and there this writ.

In testimony whereof, I, [*text stricken through*] L McArthur, Clerk of our said Court, have hereunto subscribed my name, and affixed the seal of said Court, at Lecompton in said County, this 14th day of July A. D. 1857

L McArthur Clerk
for B Hogan D.Cl.

[page 12]

123

Terry. of Kansas

viz alias

Chas. Robinson

Usurpation of office

I return the [MS. illegible] served upon the body of C. Robinson this 26th day of July 1857

E. S. Dennis

M.P. Berry Dep.

[MS. illegible]

Filed Aug 6th 1857

L McArthur Clerk

[page 13]

United States of America.

County of

The Territory of Kansas To The United States Marshall of the Territory of Kansas Greeting;

We command you to take the body of Charles Robinson so that you have his body before the Judge of the District Court within the Second Judicial District, within the Territory of Kansas, on the first day of the next term thereof, which commences at Lecompton in said County of Douglas [*text stricken through*] fourteenth next, then and there to answer a certain crime of Usurpation of office with which he stands indicted in our said Court, by the Grand Jury for the body of said County of

Hereof fail not, and have you then and there this writ.

In testimony whereof, I, Charles P. Bullock, Clerk of our said Court, have hereunto subscribed my name, and affixed the seal of said Court, at Lecompton in said County, this 7th day of May A. D. 1857

Chas P Bullock Clk

[MS. illegible]

[page 14]

No 123

Territory of Kansas City Public Library

vs Capias

Chas Robinson

Alias Writ

Served on the [MS. illegible] by having him before the Court August 15 1857

E. S. Dennis

W. S. Marshal

M.R. Berry Dept
Mr. Lees
Serving Writ 200

Filed Aug 28 1857
E.S. Bishop
D.C.

[page 15]
Territory of Kansas
Chas Robinson
Motion to Quash the array

And now comes the defendant in the above case and a jury being impelled to try his said case, he mans the court to quash the array of said [MS. illegible], because they have not been numbered according to law, in this to wit, that they are not disturbed or equalized though the County & that they are not free from undue influence to either party as he truly believes[.] And this be is [MS. illegible] to verify

subscribed & sworn h- before me in open court this 18th day of August [MS. illegible]
C. Robinson

[page 16]
Territory of Kansas
123. vs Usurpation of office
Motion to Quash array of Jury
Chas Robinson

Filed Aug 18th 1857
L McArthur Clerk

[page 17]
Territory of Kansas
Douglas County St.
To the Sheriff of Douglas County Greeting

You are hereby commanded to arrest Charles Robinson and have his body before the Judge of the First Dist Court &c sitting on the Second Monday of September next at Lecompton in and for Douglas County, to answer an Inactment found against him for unlawfully appointing and taking upon himself the Office of Governor of the Territory of Kansas, [MS. illegible] the false name and style of Governor of the State of Kansas.

Hereof fail not and have you then and there his writ, with the manner of its execution.

[MS. illegible] the Hon Saml D Lecomple Judge from Said Court the 14th day of April
AD 1856.

Issued the 6th day of June 1856
D Scott Bogle Clk

[page 18]

I hereby certify, that I have served the- within warrant on Charles Robinson by furnishing him a copy at his present place of confinement [MS. illegible]

Deputy US Marshall

Filed 9 June 1856

Marshals Fees

Service 2.00

Mileage 2. .12

123.

Territory of Kansas

Charles Robinson

[page 19]

Territory of Kansas Douglas County

The First District Court adjourned session of April [MS. illegible] AD 1857

The Grand [MS. illegible] for the Territory of Kansas for Douglas County sworn to inquire upon their oath present that whereas by an act of Congress, entitled an act to organize the Territories of Nebraska and Kansas approved May thirtieth[,] eighteen hundred and fifty four, among other things it was provided in substances as follows writ: "That the Executive power and Authority in and over said Territory of Kansas shall be vested in a Governor who shall hold his office for five years and until his successor shall be appointed and qualified unless sooner removed by the President of the United States." and by another section of the same Act. among other things it was provided as follows to wit: "That the Governor Secretary Chief Justice and Associate Justices, Attorney and Marshal shall be nominated, and by and with the advice and consent of the Senate appointed by the president of the United States!! one Charles Robinson, [MS. illegible] of the county aforesaid, well knowing the provisions of the aforesaid act on the twenty third day of April in the year on thousand eight hundred and fifty six, in the county aforesaid and within the jurisdiction of the said court without then and there being nominated and appointed according to the act aforesaid, and without then and there having any lawful appointment or depusation whatever. as governor of the Territory of Kansas, unlawfully then and there did.

[page 20]

assume and take upon himself the office of Governor of the Territory of Kansas, under the false name and style of Governor of the State of Kansas; and that the said Charles Robinson, afterwards to wit on the twenty third day of April in the year aforesaid, in the County aforesaid and within the jurisdiction of the said Court, did utter and issue a certain proclamation as Governor of the Territory of Kansas, but calling himself Governor of the State of Kansas. the issuing and uttering of which proclamation then and there was an act appertaining to the office of Governor of the Territory of Kansas. And that the said Charles Robinson without having any appointment or depusation whatever so to do, at the time and place last aforesaid, and on [MS. illegible] times between that time and the day of taking this inquisition, did exercise the powers appertaining to the said office of Governor of the Territory of Kansas to the great disturbance of the peace and good order of the said Territory contrary to the form of the statute in such case made and provided and against the peace. Government and dignity of the Territory of Kansas
C A Grover District Attorney

[page 21]

No [*text stricken through*] 123. [MS. illegible] A.D. 1856

Territory of Kansas

vs

Charles Robinson

Usurpation

A True Bill

Owen C. Stewart

Foreman

Witness

P. Hutchinson

Filed 12 May 1856